

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

TERESA STRINGER, KAREN BROOKS,  
WILLIAM PAPANIA, JAYNE NEWTON,  
MENACHEM LANDA, ANDREA  
ELIASON, BRANDON LANE, DEBBIE  
O'CONNOR, MICHELLE WILLIAMS and  
WAYNE BALNICKI, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

NISSAN OF NORTH AMERICA, INC. and  
NISSAN MOTOR CO., LTD.

Defendants.

Case No. 3:21-cv-00099

**CLASS ACTION**

Judge William L. Campbell  
Courtroom A826  
Magistrate Judge Barbara D. Holmes  
Courtroom 764

**JURY TRIAL DEMANDED**

**PLAINTIFFS' MOTION FOR FINAL APPROVAL OF  
CLASS ACTION SETTLEMENT AGREEMENT**

Consistent with Rule 23, Plaintiffs, individually and on behalf of the proposed Settlement Class, hereby submit this Motion for Final Approval of the Class Action Settlement. Plaintiffs request an order (1) finding that the Settlement is fair, reasonable, and adequate, and granting final approval of the Settlement; (2) certifying the Settlement Class for settlement purposes only; and (3) granting such other relief as the Court deems just and appropriate. A proposed order is attached hereto for the Court's convenience.

On October 13, 2021, the Court entered its Order Granting Preliminary Approval of Class Action Settlement, Certifying the Settlement Class, and approving the form and content of the Notice. (Dkt. No. #75) ("Preliminary Approval Order"). As explained in greater detail in the accompanying Memorandum in Support, all requirements set forth by the Court in its Preliminary

Approval Order have been satisfied. In support of this Motion, the Plaintiffs rely upon the following:

1. Memorandum of Law in support hereof filed contemporaneously herewith;
2. Declaration of J. Gerard Stranch, IV in Support of Plaintiffs' Motion for Final Approval of Class Action Settlement Agreement and Motion for Award of Attorneys' Fees, Reimbursement of Expenses, and Class Representative Service Awards, filed contemporaneously herewith;
3. Declarations of Lee Bowron, Brian Fitzpatrick, and Lana Lucchesi in support hereof filed contemporaneously herewith.
4. All documents submitted in support of the previously filed Motion for Preliminary Approval (Dkt. No. # 75); and
5. All documents submitted in support of the Motion for Award of Attorneys' Fees, Costs and Service Awards filed contemporaneously herewith.

Accordingly, Plaintiffs respectfully request an order: (1) finding that the Settlement is fair, reasonable, and adequate, and granting final approval of the Settlement; (2) certifying the Settlement Class for settlement purposes only; and (3) granting such other relief as the Court deems just and appropriate.

A proposed final order approving the settlement and awarding fees, expenses, and service awards had previously been filed with the Court as part of the Motion for Preliminary Approval. (Dkt. No. #67-1 at PageID 855-862.) For the Court's convenience, that order, updated with relevant information from preliminary approval is attached hereto.

Dated: February 7, 2022

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

The undersigned certifies the foregoing document was filed with the Court's Case Management/Electronic Case Filing System, this 7<sup>th</sup> day of February, 2022, and served upon the following counsel:

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